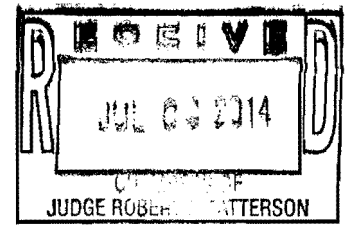


LEVI LUBARSKY & FEIGENBAUM LLP

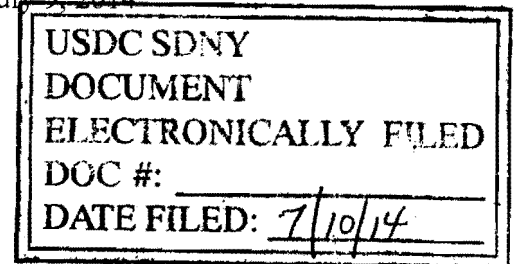
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July 9, 2014

Via Email

Hon. Robert P. Patterson, Jr.
United States District Judge
Daniel Patrick Moynihan Courthouse
500 Pearl Street
New York, New York 10007-1312



Re: Levin et al. v. Bank of New York et al., 09-cv-5900 (RPP)(MHD)

Dear Judge Patterson:

We represent defendants JPMorgan Chase Bank, N.A. ("JPMCB") and The Bank of New York Mellon in this litigation. On behalf of JPMCB, I enclose a proposed order regarding six once-blocked accounts, referred to as the "ASM Blocked Accounts," involving the company Associated Shipbroking A.S.M. ("ASM," also known as Associated Shipbroking Monaco), a Monaco-based shipping company.

JPMCB blocked the wire transfers underlying the ASM Blocked Accounts because the United States State Department had at the time of the transfers imposed sanctions against ASM under the Iran Sanctions Act, and the Office of Foreign Asset Controls ("OFAC") of the United States Treasury Department had placed ASM on its list of Specially Designated Nationals ("SDN"). The State Department lifted the sanctions against ASM on February 7, 2014, and OFAC removed ASM from the SDN list as of February 20, 2014, at which point OFAC authorized JPMCB to release the funds in the ASM Blocked Accounts.

ASM has since then requested that JPMCB release those funds to ASM, and JPMCB has agreed to do so subject to certain conditions, the principal one being the entry of the enclosed proposed order. The order, among other things, grants JPMCB a discharge as to the ASM Blocked Accounts and nullifies any writs of execution that would otherwise apply to the accounts. The order has previously been shared with counsel for all the relevant judgment creditor groups, and any comments counsel had had to the original draft of the order have been incorporated into the current version. All counsel accordingly consent to the entry of the order.

Although the order itself is not confidential and need not be redacted, the details of the ASM Blocked Accounts, set forth in Exhibit B to the order, are confidential. We have

Hon. Robert P. Patterson
July 9, 2014
Page 2

accordingly provided the Court with two versions of the order, one of which includes a redacted Exhibit B and may be publicly filed, and the other of which includes an unredacted Exhibit B and should be filed under seal.

We thank the Court for its consideration and are available to answer any questions that the Court may have regarding the proposed order.

Respectfully,

A handwritten signature in black ink, appearing to read "Steven B. Feigenbaum", is written over the typed name.

Steven B. Feigenbaum

cc: All Counsel of Record
(by email, w/enclosures)

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----X	
JEREMY LEVIN and DR. LUCILLE LEVIN,	:
	:
<i>Plaintiffs,</i>	:
	:
<i>-against-</i>	:
	:
BANK OF NEW YORK, JPMORGAN	:
CHASE, SOCIETE GENERALE and	:
CITIBANK,	:
	:
<i>Defendants.</i>	:
-----X	
<i>Truncated Caption</i>	:
-----X	

**(FILED PARTIALLY UNDER
SEAL PURSUANT TO ORDER
DATED JANUARY 21, 2010)**

Case No. 09 Civ. 5900 (RPP) (MHD)

**ORDER PROVIDING
DISCHARGE AS TO SELECT
BLOCKED ACCOUNTS**

WHEREAS, since the time of the entry on October 31, 2013 of the turnover judgment and order in Phase Three of this action, plaintiffs Jeremy Levin and Dr. Lucille Levin (collectively, the “Levin Judgment Creditors”), on behalf of themselves and third-party defendants Steven Greenbaum, *et al.* (the “Greenbaum Judgment Creditors”), Carlos Acosta, *et al.* (the “Acosta Judgment Creditors”), and the Estate of Michael Heiser, *et al.* (the “Heiser Judgment Creditors”) (collectively, the “Judgment Creditors”¹), have obtained further discovery from defendants, including JPMorgan Chase Bank, N.A. (“JPMCB”), regarding blocked accounts established upon the blocking of certain wire transfers pursuant to Iranian sanctions regulations; and

WHEREAS, the blocked accounts that JPMCB disclosed to the Judgment Creditors include six accounts (the “ASM Blocked Accounts”), identified in the confidential schedule annexed as Exhibit B, whose underlying wire transfers were blocked because one of the parties to each such wire transfer was Associated Shipbroking S.A.M. (“ASM”), a Monaco-based shipping company on which the United States State Department had at the time of the transfers

¹ The Judgment Creditors are specifically identified in Exhibit A hereto.

imposed sanctions under the Iran Sanctions Act, and which the Office of Foreign Asset Controls (“OFAC”) of the United States Treasury Department had placed on its list of Specially Designated Nationals (“SDN”); and

WHEREAS, the State Department lifted the sanctions against ASM on February 7, 2014, and OFAC removed ASM from the SDN list as of February 20, 2014, at which point OFAC authorized JPMC to release the funds in the ASM Blocked Accounts; and

WHEREAS, ASM has since then requested that JPMCB release the funds in the ASM Blocked Accounts to ASM, and JPMCB intends to comply with that request upon the entry of this Order and JPMCB’s entry into a separate agreement with ASM; and

WHEREAS, JPMCB has informed the Judgment Creditors of ASM’s removal from OFAC’s SDN list, the State Department’s lifting of sanctions against ASM, and ASM’s request of JPMCB to have the funds in the ASM Blocked Accounts paid to ASM; and

WHEREAS, based upon the foregoing, the Judgment Creditors have stated that they have no objection to the release to ASM of the funds in the ASM Blocked Accounts;

NOW, THEREFORE, it is hereby ordered as follows:

1. The Court hereby finds or reaffirms the facts set forth in the preceding “WHEREAS” clauses and incorporates those facts herein by reference.
2. Any and all claims, rights and interests that the Judgment Creditors ever had, now have or may hereafter have in or to any one or more of the ASM Blocked Accounts are hereby relinquished, surrendered, terminated and extinguished with prejudice.
3. All writs of execution, notices of pending action, restraining notices and other judgment enforcement devices that the Judgment Creditors have served on or delivered to JPMCB, to the extent they would or might otherwise apply or attach to the ASM Blocked

Accounts, shall be deemed null and void as to the ASM Blocked Accounts; provided, however, that this provision shall not vacate or nullify any such writ of execution, notice of pending action, restraining notice or other judgment enforcement device of the Judgment Creditors that applies to any other assets, held at JPMCB, that have been blocked pursuant to Iranian sanctions regulations.

4. JPMCB is hereby discharged from any liability or obligation to the Judgment Creditors and any other person or entity, of any kind whatsoever, with respect to any one or more of the ASM Blocked Accounts.

5. This Order is tantamount to a final judgment, within the meaning of Rule 54(b) of the Federal Rules of Civil Procedure, with respect to (i) the Judgment Creditors' claims to, rights to or interest in the ASM Blocked Accounts; and (ii) the discharge of JPMCB from any liability or obligation to the Judgment Creditors, of any kind whatsoever, as to the ASM Blocked Accounts.

6. This Order shall be filed under seal, but a redacted version of the Order, redacted to eliminate account numbers, confidential names and any dollar amounts held in particular accounts, shall be electronically filed by counsel for JPMCB.

Dated: New York, New York
July 9, 2014

SO ORDERED



~~Robert P. Patterson, Jr.~~ Ted S. Rattall
United States District Judge

EXHIBIT A

JUDGMENT CREDITORS

JUDGMENT CREDITOR GROUP	PLAINTIFF
Levin Plaintiffs and Judgment Creditors	Jeremy Levin
Levin Plaintiffs and Judgment Creditors	Dr. Lucille Levin
Greenbaum Judgment Creditors	Steven M. Greenbaum (on his own behalf and as Administrator of the Estate of Judith (Shoshana) Lillian Greenbaum)
Greenbaum Judgment Creditors	Alan D. Hayman
Greenbaum Judgment Creditors	Shirlee Hayman
Acosta Judgment Creditors	Carlos Acosta
Acosta Judgment Creditors	Maria Acosta
Acosta Judgment Creditors	Tova Ettinger
Acosta Judgment Creditors	The Estate of Irving Franklin
Acosta Judgment Creditors	The Estate of Irma Franklin
Acosta Judgment Creditors	Baruch Kahane
Acosta Judgment Creditors	Libby Kahane (on her own behalf and as Administratrix of the Estate of Meir Kahane)
Acosta Judgment Creditors	Ethel J. Griffin (as Administratrix of the Estate of Binyamin Kahane)
Acosta Judgment Creditors	Norman Kahane (on his own behalf and as Executor of the Estate of Sonia Kahane)
Acosta Judgment Creditors	Ciporah Kaplan
Heiser Judgment Creditors	The Estate of Michael Heiser, deceased
Heiser Judgment Creditors	Gary Heiser
Heiser Judgment Creditors	Francis Heiser
Heiser Judgment Creditors	The Estate of Leland Timothy Haun, deceased
Heiser Judgment Creditors	Ibis S. Haun
Heiser Judgment Creditors	Milagritos Perez-Dalis
Heiser Judgment Creditors	Senator Haun
Heiser Judgment Creditors	The Estate of Justin R. Wood, deceased
Heiser Judgment Creditors	Richard W. Wood
Heiser Judgment Creditors	Kathleen M. Wood
Heiser Judgment Creditors	Shawn M. Wood
Heiser Judgment Creditors	The Estate of Earl F. Cartrette, Jr., deceased
Heiser Judgment Creditors	Denise M. Eichstaedt
Heiser Judgment Creditors	Anthony W. Cartrette
Heiser Judgment Creditors	Lewis W. Cartrette
Heiser Judgment Creditors	The Estate of Brian McVeigh, deceased
Heiser Judgment Creditors	Sandra M. Wetmore
Heiser Judgment Creditors	James V. Wetmore
Heiser Judgment Creditors	the Estate of Millard D. Campbell, deceased
Heiser Judgment Creditors	Marie R. Campbell
Heiser Judgment Creditors	Bessie A. Campbell
Heiser Judgment Creditors	The Estate of Kevin J. Johnson, deceased

Heiser Judgment Creditors	Shyrl L. Johnson
Heiser Judgment Creditors	Che G. Colson
Heiser Judgment Creditors	Kevin Johnson, a minor, by his legal guardian Shyrl L. Johnson
Heiser Judgment Creditors	Nicholas A. Johnson, a minor, by his legal guardian Shyrl L. Johnson
Heiser Judgment Creditors	Laura E. Johnson
Heiser Judgment Creditors	Bruce Johnson
Heiser Judgment Creditors	The Estate of Joseph E. Rimkus, deceased
Heiser Judgment Creditors	Bridget Brooks
Heiser Judgment Creditors	James R. Rimkus
Heiser Judgment Creditors	Anne M. Rimkus
Heiser Judgment Creditors	The Estate of Brent E. Marthaler, deceased
Heiser Judgment Creditors	Katie L. Marthaler
Heiser Judgment Creditors	Sharon Marthaler
Heiser Judgment Creditors	Herman C. Marthaler III
Heiser Judgment Creditors	Matthew Marthaler
Heiser Judgment Creditors	Kirk Marthaler
Heiser Judgment Creditors	The Estate of Thanh Van Nguyen, deceased
Heiser Judgment Creditors	Christopher R. Nguyen
Heiser Judgment Creditors	The Estate of Joshua E. Woody, deceased
Heiser Judgment Creditors	Dawn Woody
Heiser Judgment Creditors	Bernadine R. Beekman
Heiser Judgment Creditors	George M. Beckman
Heiser Judgment Creditors	Tracy M. Smith
Heiser Judgment Creditors	Jonica L. Woody
Heiser Judgment Creditors	Timothy Woody
Heiser Judgment Creditors	The Estate of Peter J. Morgera, deceased
Heiser Judgment Creditors	Michael Morgera
Heiser Judgment Creditors	Thomas Morgera
Heiser Judgment Creditors	The Estate of Kendall Kitson, Jr., deceased
Heiser Judgment Creditors	Nancy R. Kitson
Heiser Judgment Creditors	Kendall K. Kitson
Heiser Judgment Creditors	Steve K. Kitson
Heiser Judgment Creditors	Nancy A. Kitson
Heiser Judgment Creditors	The Estate of Christopher Adams, deceased
Heiser Judgment Creditors	Catherine Adams
Heiser Judgment Creditors	John E. Adams
Heiser Judgment Creditors	Patrick D. Adams
Heiser Judgment Creditors	Michael T. Adams
Heiser Judgment Creditors	Daniel Adams
Heiser Judgment Creditors	Mary Young
Heiser Judgment Creditors	Elizabeth Wolf
Heiser Judgment Creditors	William Adams
Heiser Judgment Creditors	The Estate of Christopher Lester, deceased

Heiser Judgment Creditors	Cecil H. Lester
Heiser Judgment Creditors	Judy Lester
Heiser Judgment Creditors	Cecil H. Lester, Jr.
Heiser Judgment Creditors	Jessica F. Lester
Heiser Judgment Creditors	The Estate of Jeremy A. Taylor, deceased
Heiser Judgment Creditors	Lawrence E. Taylor
Heiser Judgment Creditors	Vickie L. Taylor
Heiser Judgment Creditors	Starlina D. Taylor
Heiser Judgment Creditors	The Estate of Patrick P. Fennig, deceased
Heiser Judgment Creditors	Thaddeus C. Fennig
Heiser Judgment Creditors	Catherine Fennig
Heiser Judgment Creditors	Paul D. Fennig
Heiser Judgment Creditors	Mark Fennig

EXHIBIT B

REDACTED